



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q78551

Toshiki TAGUCHI, et al.

Appln. No.: 10/714,845

Group Art Unit: 1755

Confirmation No.: 3169

Examiner: KLEMANSKI, Helene G.

Filed: November 18, 2003

For: INKJET COLOR INK

SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Terminal Disclaimer in the above-identified application. A check in the amount of \$130.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this Submission is attached.

Respectfully submitted,

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WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: October 19, 2005

MODIFIED PTO/SB/25 (09-04)

TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER PENDING "REFERENCE" APPLICATIONS

Docket
Number

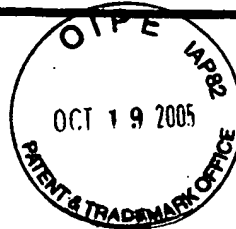
Q78551

In re Application of: Toshiki TAGUCHI, *et al.*

Application No.: 10/714,845

Filed: November 18, 2003

For: INKJET COLOR INK



The owner*, FUJI PHOTO FILM CO., LTD., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent(s) granted on pending reference Application Numbers 10/645,797, 10/671,729, 10/671,736, and 10/714,945, filed on August 22, 2003, September 29, 2003, September 29, 2003, and November 18, 2003, respectively, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent(s) granted on said reference applications may be shortened by any terminal disclaimer filed prior to the grant of any patent(s) on the pending reference applications. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent(s) granted on the reference applications are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, for each of the above pending reference Application Numbers 10/645,797, 10/671,729, 10/671,736, and 10/714,945, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that: any such patent granted on the pending reference application expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

1. ☒ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☐ The undersigned is an attorney or agent of record.

Kazuyoshi Hoshi
Signature

October 14, 2005
Date

Mr. Kazuyoshi HOSHI
Typed or printed name

03-6418-9167
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) or authorization to charge said fee to Deposit Account No. 19-4880 is included.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

10/20/2005 SZEWDIE1 00000093 10714845

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MODIFIED FTO/SB/96 (04-03)

Docket Number Q78551

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Assignor Owner: FUJI PHOTO FILM CO., LTD.Application No./Patent No.: 10/714,845Filed/Issue Date: November 18, 2003Entitled: INKJET COLOR INKFUJI PHOTO FILM CO., LTD., a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 014711, Frame 0886, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
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The document was recorded in the United States Patent and Trademark Office at
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☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

October 14, 2005

Date

03-6418-9167

Telephone number

Kazuyoshi HOSHI

Typed or printed name

Kazuyoshi Hoshi

Signature

General Manager, Intellectual Property Technology
Division, Intellectual Property Division

Title